

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

GARY R. MILES,)
Plaintiff,)
vs.) CIVIL ACTION NO. 05-65E
BIG LOTS, INC., BIG LOTS STORES,)
INC., CONSOLIDATED STORES) Honorable Maurice B. Cohill, Jr.
INTERNATIONAL CORPORATION, d/b/a)
BIG LOTS, JOUBERT, S.A. and TOOL) **ELECTRONICALLY FILED**
AND SUPPLY OF NEW ENGLAND)
Defendants.)

PLAINTIFF'S CONSENT TO AMEND PLEADINGS

AND NOW, come the Defendants, by and through their attorneys, Cipriani & Werner, P.C. and Judith A. Moses, Esquire, and the Plaintiff, by and through his attorney, Tibor R. Solymosi, Esquire, and file this Plaintiff's Consent To Amend Pleadings wherein the following representation and averment is made:

Please let this serve as notification that the Plaintiff consents that the Defendants may file an Amended Answer since page 2 of the Answer already filed was erroneously missing and not filed with the original Answer.

**Consented To By Plaintiff's
Counsel On 11/10/05**

/s/Tibor R. Solymosi
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Counsel for Defendants

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Plaintiff's Consent To Amend Pleadings has been served on all counsel of record, by first class mail, postage pre-paid, according to the Pennsylvania Rules of Civil Procedure, on the 16th day of November, 2005.

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/s/Judith A. Moses
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Consolidated Stores International Corporation, d/b/a
Big Lots, Joubert, S.A. and Tool And Supply Of
New England, Defendants